



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7
901 N. 5th STREET
KANSAS CITY, KANSAS 66101

AIR PERMITTING AND
COMPLIANCE BRANCH

February 11, 2008

Marian Massoth, Air Permitting Chief
Kansas Department of Health and Environment
Bureau of Air and Radiation
1000 SW Jackson, Suite 310
Topeka, KS 66612-1366

RE: Fiberglass Engineering, Inc., d.b.a. Cobalt Boats Proposed Class I Operating Permit
comments

Dear Ms. Massoth:

On January 10, 2008, the United States Environmental Protection Agency (EPA) received notice from the Kansas Department of Health and Environment (KDHE) of the proposed Class I Operating Permit for Fiberglass Engineering, Inc., d.b.a. Cobalt Boats located at 1701 N 9th, 1101 Illinois, and 1329 17th Street, Neodesha, Kansas. We have completed our review of the proposed permit and have the following comments.

In review of the proposed permit, the following items were observed:

Comment 1.

Page 12. Applicable Requirements, Paragraph A., Monitoring: The written air pollution control equipment maintenance plan (plan) referenced in the paragraph implies that the plan has not been developed and implemented. We recommend that the paragraph be edited to reflect that the plan has been developed and implemented if that is such. We further recommend that the source be required to maintain a copy of the plan with the Class I operating permit.

Comment 2.

We recommend that the KDHE identify the origin of and authority for each requirement or provision stated in the permit. The Title V operating permits should be a clear permitting record that the public can review and determine what conditions and limitations apply to the source at the time the permit is issued. The permitting record should explain the underlying requirements for each of the provisions by identifying the origin of and authority for each condition in the permit. All underlying requirements, such as Kansas rules, construction permits, etc., need to be included in the operating permit. Each condition stated throughout the permit should specifically state the origin of and authority for the condition as required by 40 CFR 70.6(a)(1)(i) and K.A.R. 28-19-512(a)(5). I have included the K.A.R. citation in brackets with the first few items below as examples.

Page 16: The section under Opacity Summary, should give the origin of and authority for the condition as required by 40 CFR 70.6(a)(1)(i). [K.A.R. 28-19-650(a)(3)]

Page 20: The sections under Permit Shield [K.A.R. 28-19-512(b)] and Testing, Monitoring, Recordkeeping, and Reporting [K.A.R. 28-19-512(a)(9)-(11)], should give the origin of and authority for the conditions as required by 40 CFR 70.6(a)(1)(i).

Page 21: The section under Reporting of Deviations from Permit Terms, should give the origin of and authority for the condition as required by 40 CFR 70.6(a)(1)(i). [K.A.R. 28-19-512(a)(11)(b)]

Page 22: General Provisions, the sections under 3. Permit Term and Renewal [K.A.R. 28-19-512(a)(8) and K.A.R. 28-19-514], 4. Severability [K.A.R. 28-19-512(a)(13)], and 5. Property Rights [K.A.R. 28-19-512(a)(14)(D)], should give the origin of and authority for the conditions as required by 40 CFR 70.6(a)(1)(i).

Page 23: General Provisions, the sections under 6. Compliance, 7. Compliance Certifications, and 8. Emergency, should give the origin of and authority for the conditions as required by 40 CFR 70.6(a)(1)(i).

Page 24: General Provisions, the section under 9. Inspection and Entry, should give the origin of and authority for the condition as required by 40 CFR 70.6(a)(1)(i).

Page 25: General Provisions, the sections under 10. Permit Amendment, Modification, Reopening, and Changes Not Requiring a Permit Action, and 11. Duty to Provide Information, should give the origin of and authority for the conditions as required by 40 CFR 70.6(a)(1)(i).

Page 26: General Provisions, the sections under 12. Duty to Supplement, 13. Other Permits and Approvals; Applicability, and 14. Submissions, should give the origin of and authority for the conditions as required by 40 CFR 70.6(a)(1)(i).

Comment 3.

Page 23: General Provisions, the section under 6. Compliance: last paragraph discusses the any credible evidence (ACE) language and its inclusion in the Kansas rules; however, the paragraph should state that the ACE is an applicable requirement of the operating permit. The paragraph should at a minimum refer to K.A.R. 28-19-212(c) and (d) when ACE is included as an applicable requirement of the operating permit.

In review of the proposed statement of basis, the following item was observed:

Comment 1.

Page 6: We recommend that KDHE include a section in the statement of basis to explain what the potential to emit particulate matter is for the router, EU-N110, and the wood shop, EU-N13, and state why compliance assurance monitoring (CAM) does apply to the emission units if

that is the case. Currently, the permitting record does not give supporting evidence that CAM has been satisfied for these two emission units.

As always, we appreciate the opportunity to provide what we hope you will find to be constructive comments. Please contact Patricia Scott at (913) 551-7312 if you have any questions or comments regarding this letter.

Sincerely,

Mark A. Smith
Branch Chief
Air Permitting and Compliance Branch
Air and Waste Management Division